IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 15TH NOVEMBER 2007 / 24TH KARTHIKA 1929

WP(C).No. 33646 of 2007(E)

PETITIONER:

DR.K.T.GEORGE, WORKING AS PRINCIPAL
GOVT. AYURVEDA COLLEGE, KANNOOR, RESIDING AT
PRINCIPAL'S QUARTERS, PARIYARAM P.O.,
KANNUR-670 503.

BY ADV. SRI.P.PUSHPARAJAN
SRI.RAJA. P.R.S.
SRI.O.K.MURALEEDHARAN

RESPONDENTS:

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1. THE SECRETARY TO GOVERNMENT,
DEPARTMENT OF HEALTH AND FAMILY WELFARE,
SECRETARIAT, THIRUVANANTHAPURAM-1.

2. DIRECTOR OF AYURVEDA MEDICAL EDUCATION,
AROGYA BHAVAN, THIRUVANANTHAPURAM-1.

3. THE PRINCIPAL GOVT. AYURVEDA COLLEGE,
THIRUVANANTHAPURAM-1.

BY GOVT. PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C) No. 33646 of 2007(E)

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Dated this the 15th day of November, 2007

JUDGMENT

The petitioner has filed this writ petition challenging Exts.P1 and P2. Ext.P1 is a communication issued to the petitioner by which he has been directed to give his remarks in respect of alleged irregularities in the purchase of certain machinery. Ext.P2 is a memorandum of charges in respect of certain allegations of misconduct against the petitioner. I am not satisfied that I would be justified interfering Ext.P1 or Ext.P2 at this stage. Petitioner has already filed Ext.P3 reply to the memorandum of charges and it is open to him to prove his innocence if and when the 2nd respondent initiates any further proceedings by conducting an enquiry. Therefore there is no merit in the writ petition. Accordingly, the same is dismissed without prejudice to the right of the petitioner to defend himself in the disciplinary proceedings if and when initiated pursuant to Ext.P2.

Sd/-

S.SIRI JAGAN,

JUDGE

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